ADMINISTRATIVE AMENDMENT (FPA) - ADD2003-00182

ADMINISTRATIVE AMENDMENT LEE COUNTY, FLORIDA

WHEREAS, West Bay Club Development Corporation filed an application for Final Zoning Plan Approval to a Residential Planned Development on a project known as West Bay Club Clubhouse (fka The Golf House) for

- 1. A zero(0)-foot setback for an elevated pedestrian walkway which will cross West Bay Boulevard where Lee County Zoning Resolution requires a twentyfoot street setback; and
- 2. A 16.47-foot street setback for a second floor elevated deck for the clubhouse where Lee County Zoning Resolution requires a twenty-foot street setback; and
- 3. Final Plan Approval for an existing Starter Shack and Halfway House; and
- 4. Final Plan approval for a Golf Clubhouse with parking and accessory structures;

on property located on West Bay Boulevard, described more particularly as:

LEGAL DESCRIPTION: In Section 05, Township 47 South, Range 25 East, Lee County, Florida:

See Legal Description attached as Exhibit 'A'

WHEREAS, the property was originally rezoned in case number Z-96-005 [with subsequent amendments in case numbers COP2000-00012, ADD1999-00024, 95-06-148.04A 01.01, 95-06-148.04A 02.01, 95-06-148.04A 03.01, 95-06-148.04A 04.01, 95-06-148.13A 01.01]; and

WHEREAS, the Lee County Land Development Code provides for certain administrative changes to planned development master concept plans and planned unit development final development plans; and

WHEREAS, the zero(0)-foot street setback applies for the elevated pedestrian walkway only, and

WHEREAS, the 16.47-foot street setback applies only to the second floor deck and structural supports only; and

WHEREAS, the Starter Shack/Halfway House is a Group II restaurant that will serve members of the Golf Club and their guests and therefore does not require additional parking; and

WHEREAS, the elevated pedestrian walkway will have a fourteen foot-six inch (14'6") clearance over West Bay Boulevard, a privately maintained road, which will provide adequate clearance for emergency vehicles; and

WHEREAS, Lee County Emergency Services, Estero Fire District, and Lee County Department of Transportation have reviewed and approved the proposed elevated pedestrian walkway; and

WHEREAS, architectural plans have been submitted for the Golf Clubhouse, elevated Pedestrian Walkway, and Starter Shack/ Halfway House; and

WHEREAS, the West Bay Homeowners Association has submitted a letter of no objection to the proposed elevated pedestrian walkway or Golf Clubhouse; and

WHEREAS, the subject application and plans have been reviewed by the Lee County Department of Community Development in accordance with applicable regulations for compliance with all terms of the administrative approval procedures; and

WHEREAS, it is found that the proposed amendment does not increase density or intensity within the development; does not decrease buffers or open space required by the LDC; does not underutilize public resources or infrastructure; does not reduce total open space, buffering, landscaping or preservation areas; and does not otherwise adversely impact on surrounding land uses.

NOW, THEREFORE, IT IS HEREBY DETERMINED that the application for Final Zoning Plan Approval to the Planned Development is APPROVED to allow:

- 1. A zero(0)-foot setback for an elevated pedestrian walkway which will cross West Bay Boulevard where Lee County Zoning Resolution requires a 20-foot street setback; and
- 2. A 16.47-foot street setback for a second floor elevated deck for the clubhouse where Lee County Zoning Resolution requires a 20-foot street setback; and
- 3. Final Plan Approval for an existing Starter Shack and Halfway House; and
- 4. Final Plan approval for a Golf Clubhouse with parking and accessory structures;

APPROVAL is subject to the following conditions:

1. The Development must be in substantial compliance with the 2-page Final Zoning Plan, by Johnson Engineering, dated December 2003, stamped received by the Permit Counter on December 16, 2003.

- 2. The Clubhouse, Starter Shack, and elevated Pedestrian Walkway must be in substantial compliance with the 5-page Architectural drawings provided by William Harrison Atwood, Architect, dated October 8, 2003 stamped received by the zoning counter on February 5, 2003, Attached as Attachment B.
- 2. Final Zoning Plan ADD2003-00182 is hereby APPROVED and adopted. A reduced copy is attached hereto as Attachment A.

DULY SIGNED this 10 ^{لر} day of A.D., 2003. 1984 BY:

Pam Houck, Director Division of Zoning Department of Community Development



Applicant's Legal Checked



January 26, 2004

DESCRIPTION

CLUBHOUSE AT WEST BAY CLUB (PLAT BOOK 62, PAGES 79-111) SECTION 32, TOWNSHIP 46 SOUTH, RANGE 25 EAST LEE COUNTY, FLOIRDA

A tract or parcel of land lying in the southwest one-quarter (SW-1/4) of Section 32, Township 46 South, Range 25 East, Lee County, Florida, being a portion of Tract CC-1, as shown on the plat of West Bay Club, recorded in Plat Book 62, at Pages 79 through 111, of the Public Records of Lee County, Florida, which tract or parcel is described as follows:

From the southeast corner of the southwest one-quarter (SW-1/4) of said Section 32 run S 88° 57' 37" W along the south line of said fraction for 1261.24 feet; thence run N 01° 02' 23" W for 91.38 feet to an intersection with the northerly right-of-way line of West Bay Boulevard as shown on said plat of West Bay Club; thence run the following three (3) courses along the easterly line of Tract CC-1, as shown on said plat of West Bay Club: N 17° 07' 11" W for 232.21 feet; N 20° 45' 53" W for 392.38 feet; N 12° 41' 41" W for 241.59 feet to the Point of Beginning.

From said Point of Beginning run S 63° 26' 13" W for 222.31 feet; thence run N 26° 35' 20" W for 108.29 feet; thence run S 63° 02' 14" W for 17.85 feet; thence run N 71° 35' 22" W for 18.63 feet; thence run S 63° 24' 40" W for 151.12 feet to an intersection with the easterly right-of-way line of West Bay Boulevard as shown on said plat of West Bay Club; thence run the following three (3) courses along said easterly right-of-way line: N 32° 10' 27" W for 27.78 feet to a point of curvature; northwesterly along an arc of a curve to the right of radius 2950.00 feet (chord bearing N 30° 32' 19" W) (chord 168.52 feet) (delta 03° 16' 25") for 168.54 feet to a point of tangency; N 28° 54' 07" W for 149.83 feet; thence run S 63° 31' 33" W departing the said east right-of-way line for 142.38 feet; thence run N 29° 03' 11" W for 64.24 feet; thence run S 60° 56' 49" W for 45.33 feet; thence run N 29° 03' 11" W for 64.33 feet; thence run N 60° 56' 49" E for 71.33 feet; thence run S 29° 03' 11" E for 101.13 feet; thence run N 63° 31' 33" E for 116.43 feet to an intersection with said east right-of-way line of West Bay Boulevard; thence run N 28° 54' 07" W along said east right-of-way line for 120.08 feet to the northeast corner of said Tract CC-1; thence continue N 28° 54' 07" W along the east right-of-way line of said West Bay Boulevard and the west line of Tract PR-1 as shown on said plat for 20.05 feet; thence run N 62° 09' 46" E departing said right-of-way line for 272.88 feet; thence run S 49° 39' 24" E for 16.02 feet to an intersection with the north line of said Tract CC-1; thence run N 61° 05' 53" E along the north line of said Tract CC-1 (also being the south line of Tract PR-1) for 21.49 feet to a jog in the northerly line of said Tract CC-1; thence run S 57° 29' 22" E along said tract line for 354.17 feet to an intersection with the northwesterly line of Tract GC-1, as shown on said plat of West Bay Club; thence run the following three (3) courses along said northwesterly line: S 19° 42' 05" E for 209.18 feet; S 17° 07' 11" E for 37.20 feet; S 12° 41' 41" E for 81.73 feet to the Point of Beginning.

Containing 5.74 acres, more or less.

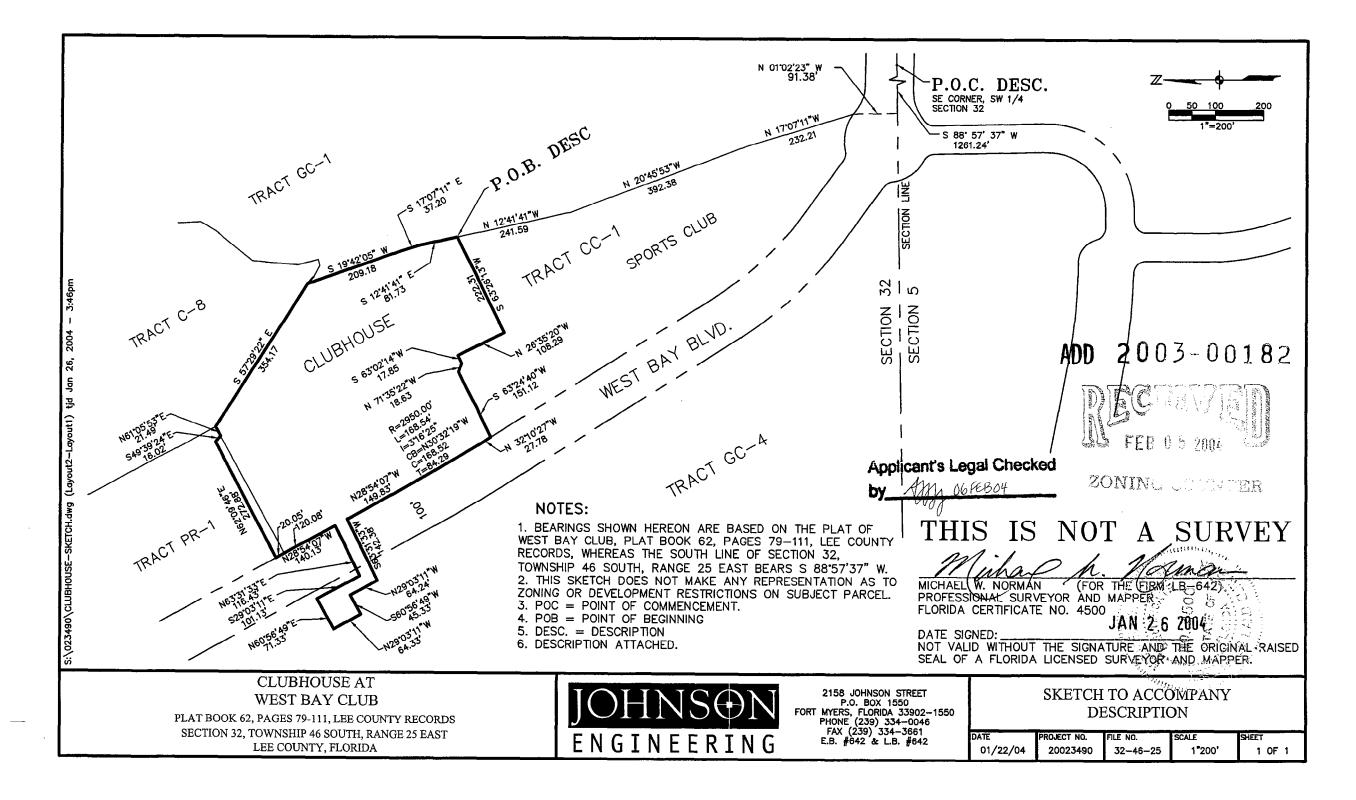
Bearings hereinabove mentioned are based on the south line of the southwest one-quarter (SW-1/4) of said Section 32 to bear \$ 88° 57' 37" W.

0 5 2004

720023490 Glubhouse at West Bay Club 012604

Michael W. Norman (for The Firm LB Professional Land Surveyor Florida Certificate No. 4500

2158 Johnson Street = Post Office Box 1550 = Fort Myers, Florida 33902-1550 (239) 334-0046 = Fax (239) 334-3661 ADD 2003-00182



ATTACHMENT A

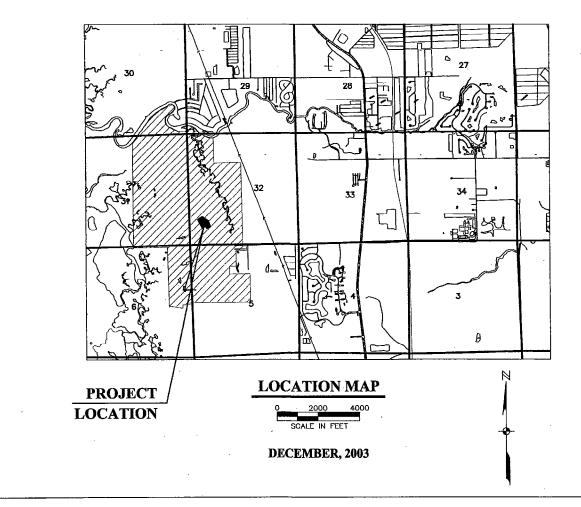
AMENDED FINAL ZONING PLAN APPROVAL

FOR

THE GOLF HOUSE

(F.K.A. THE CLUBHOUSE) AT WEST BAY CLUB

SECTION 31 TOWNSHIP 46 S., RANGE 25 E. LEE COUNTY, FLORIDA



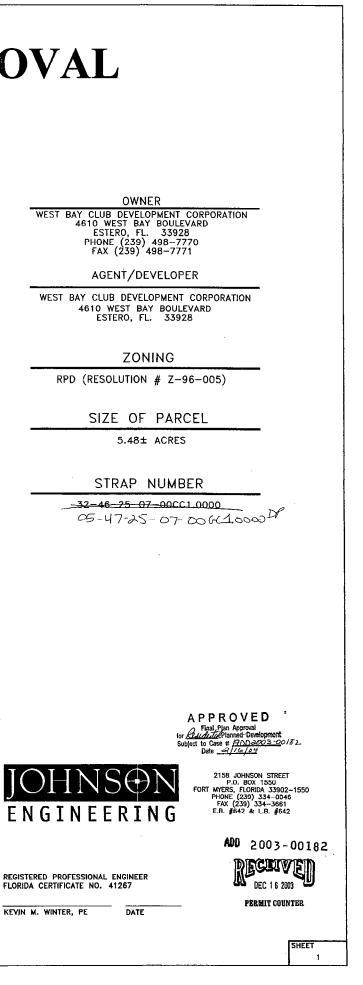
UTILITIES PROVIDING SERVICE: WATER AND SEWER LEE COUNTY UTILITES 1500 MONROF STREET FORT WHERS, FLORIDA 33902 PHONE (239) 479–8163 TELEPHONE: UNITED TELEPHONE SYSTEM P.O. BOX 2477 NAPLES, FLORIDA 33939–2477 PHONE (239) 263–6221 ELECTRIC: FLORIDA POWER & LIGHT COMPANY P.O. BOX 413013 NAPLES, FLORIDA 33941–3013 PHONE (239) 992–7222 CABLE TELEVISION: COMCAST 301 TOWER ROAD NAPLES, FLORIDA 34113 PHONE (239) 793–9600 GARBAGE COLLECTION: SUPERIOR SERVICES 1112 S.E. 9TH LANE CAPE CORAL, FLORIDA 33990 PHONE (239) 955–4475

FIRE CONTROL DISTRICT: ESTERO FIRE PROTECTION AND RESCUE DISTRICT 20241 SOUTH TANIAMI TRAIL ESTERO, FIL 33928 PHONE (229) 947-3473

INDEX OF PLANS

SHEET NO.	DESCRIPTION
1 2	COVER PROPOSED SITE PLAN

20023490/CLUBHOUSE/DRAWINGS/ZONING PLANS/3490-ZONING-COVER.dwg (Cover) GWS Dec 11, 2003 - 2:01



GENERAL NOTES:

ELEVATIONS ARE REFERENCED TO NATIONAL GEODETIC VERTICAL DATUM N.G.V.D. OF 1929.

THERE WILL BE NO IMPACT TO GROUND AND SURFACE WATERS RESULTING FROM THIS PROJECT.

PROPOSED METHOD OF IRRIGATION WILL BE FROM POTABLE WATERLINES THIS SITE CAN BE UTILIZED SAFELY FOR BUILDING PURPOSES WITHOUT UNDUE DANGER FROM FLOODING OR ADVERSE SOIL CONDITIONS.

THE LOCATION OF EXISTING UTILITIES, PAVEMENT, VEGETATION, AND MISCELLANEOUS IMPROVEMENTS ARE APPROXIMATE ONLY. THE EXACT LOCATIONS SHALL BE FIELD VERIFIED BY THE CONTRACTOR.

ANY PUBLIC LAND CORNER WITHIN THE LIMITS OF CONSTRUCTION IS TO BE PROTECTED. IF A CORNER MOMUNENT IS IN DANGER OF BEING DESTROYED AND HAS NOT BEEN PROPERLY REPERDICED, THE CONTRACTOR SHOULD NO THE OWNER/ENGINEER WITHOUT DELAY.

Existing facilities shall be restored to a condition equivalent that which existed prior to commencing construction, at no additional cost to owner.

ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, ROADWAY AND TRAFFIC DESIGN STANDA (LATEST EDITON), LEE COUNTY DEVELOPMENT STANDARDS AND SPECIFICATI AND LEE COUNTY UTILITIES REQUIREMENTS.

CONTRACTOR TO PROVIDE SLT FENCE. STAKED HAY BALES AND OTHER APPROPRIATE MERSINGS TO SPECT THE FILTRATION OF SUBJECT WITE ACTIVITIES. PROTECTION IS TO BE WANTHAND DURING THE CONSTRUCTION ACTIVITIES. PROTECTION IS TO BE WANTHAND DURING THE CONSTRUCTION FENCID UNTIL DISTURBED SOLS HAVE BEEN STABILIZED WITH GRASS OR SUITABLE ERGISION PROTECTION THE ATTENT.

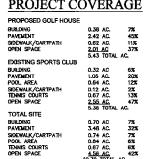
PROPOSED ROADWAYS SHOWN ARE PRIVATE AND SHALL BE PRIVATELY

EXISTING OFF-SITE DRAINAGE PATTERNS SHALL BE MAINTAINED DURING CONSTRUCTION.

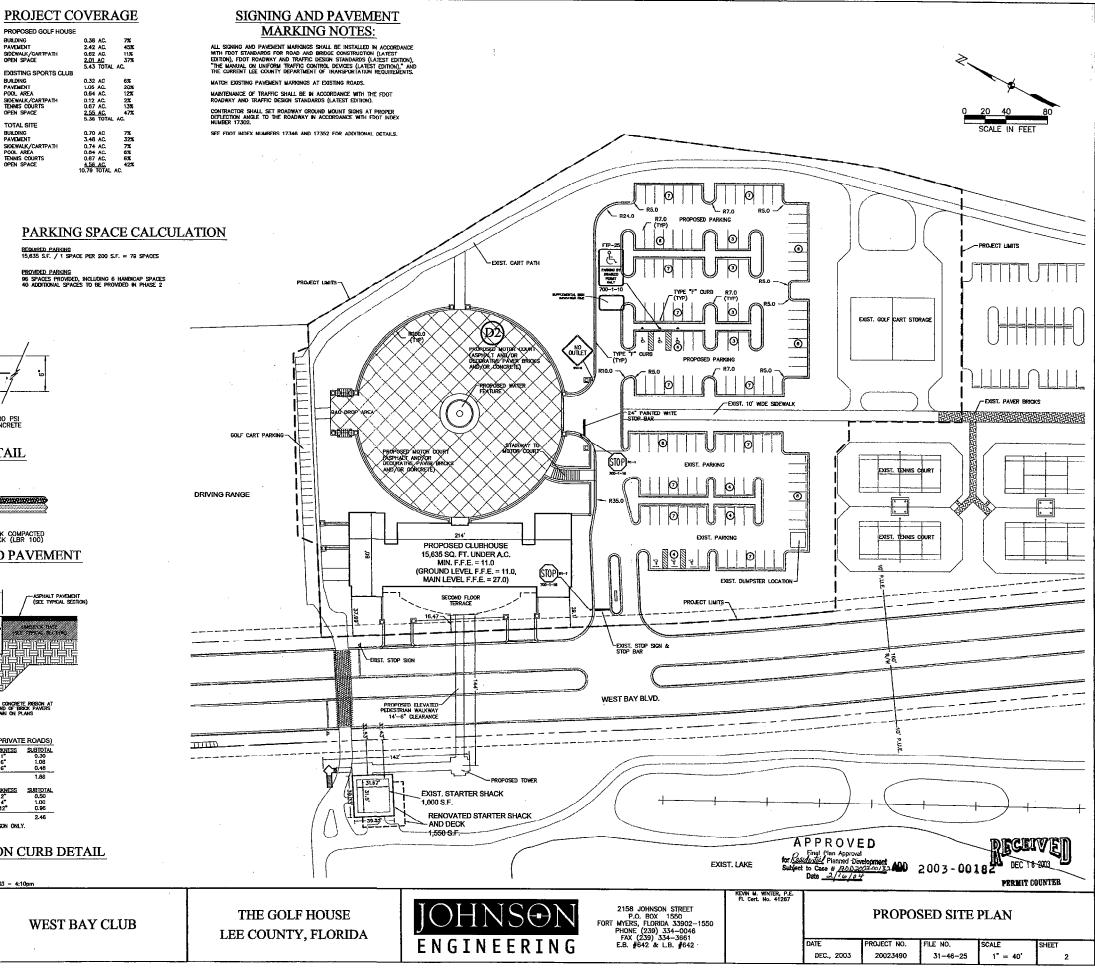
TOR SHALL RETAIN, ON THE WORK SITE, COPIES OF ANY PERMITY FOR CONSTRUCTION.

CONTRACTOR SHALL USE DESIGNATED CONSTRUCTION EMPLOYEES AND DELIVERY OF MATERIALS.

CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTAINING TRAFFIC AND USAGE OF THE EXISTING STREETS ADARCENT TO THE PROJECT, ALL TRAFFIC MAINTENANCE CONTROL AND LAFE PRACTICES FOR STREET AND MCHWAY ODISTRUCTOR, MAINTENANCE, AND UTLITY OPERATIONS.



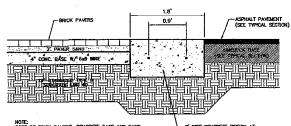
THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES (LATES THE CURRENT LEE COUNTY DEPARTMENT OF TRANSPORTATION



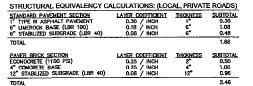
12" STABILIZED SUBGRADE **CONCRETE SLAB DETAIL** N.T.S. 1 1/2" TYPE S-3 ASPHALT-100100100100100100100100100

3000 PSI CONCRETE





TO BE INCLUDED IN UNIT COST FOR BRICK PAVERS. COST OF SUBGRADE TO BE INCLUDED IN UNIT COST FOR SUBGRADE TO BE INCLUDED IN UNIT COST - Z' WOE CONCRETE ROBBON AT EACH END OF BRICK PAVERS



· PAVER BRICKS ARE 8000 PSI. ECONOCRETE USED FOR COMPARISON ONLY.

PAVER BRICKS / CONCRETE RIBBON CURB DETAIL N.T.S.

ZONING PLANS\3490-ZONING-SITE.DWG (Layout1) MDA Dec 11, 2003 - 4:10pn REVISIONS



ATTACHMENT B

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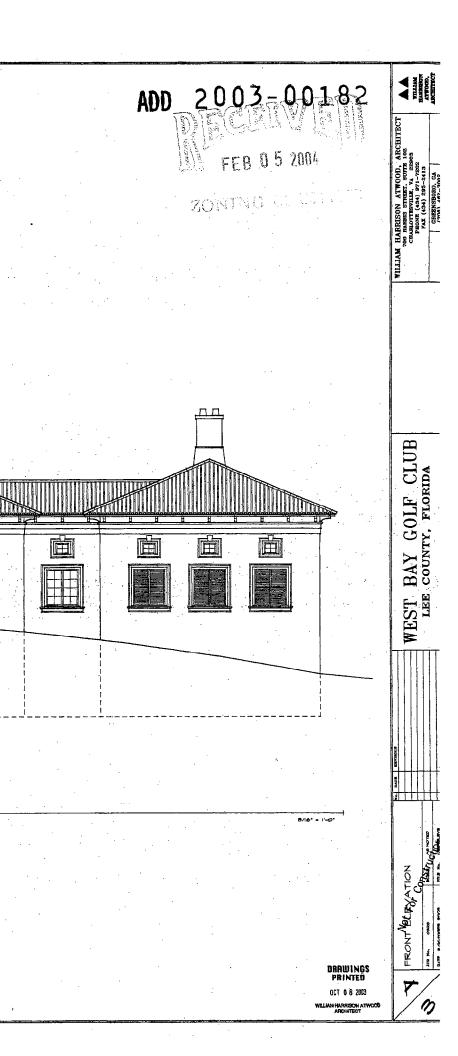
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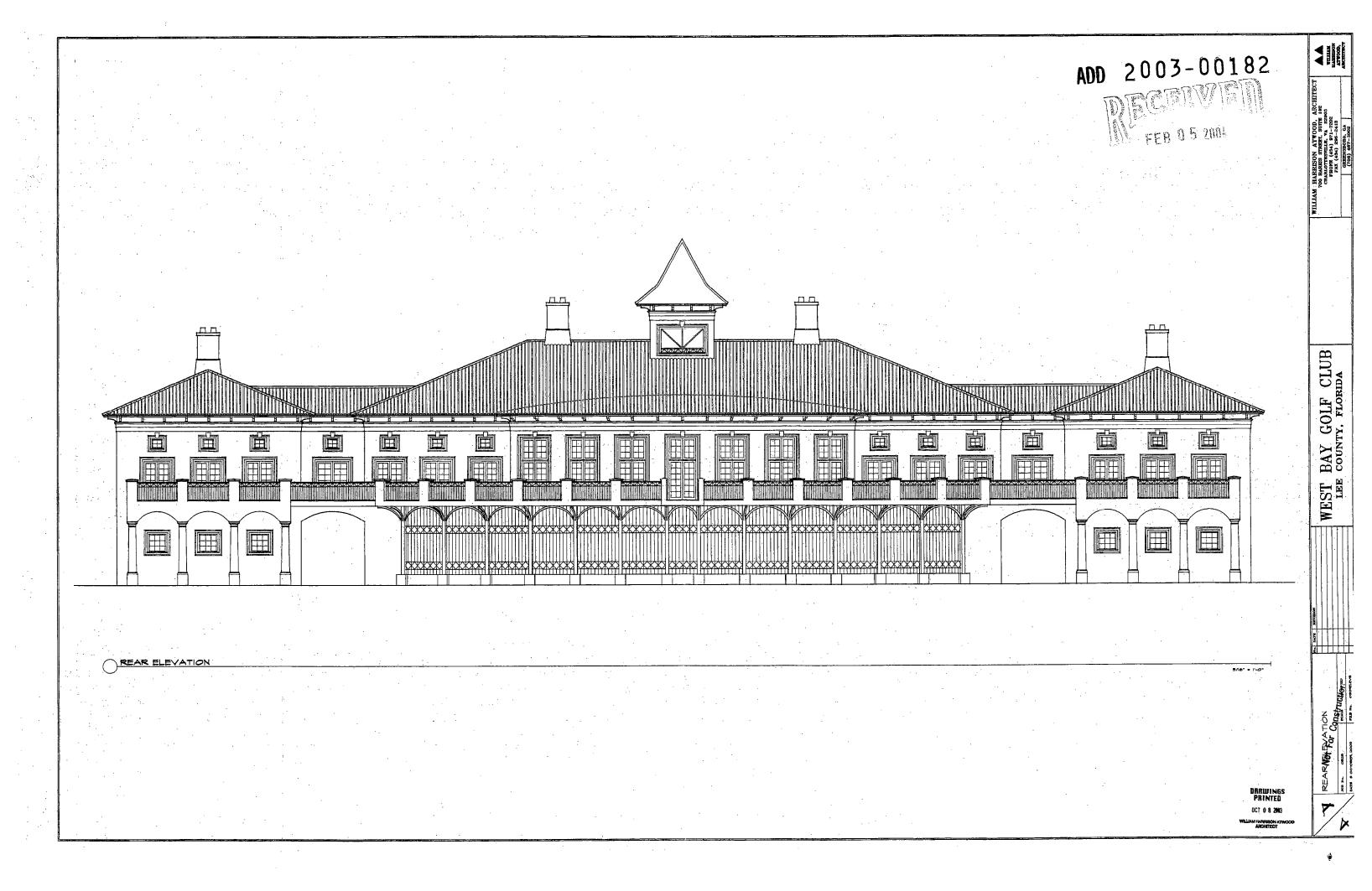
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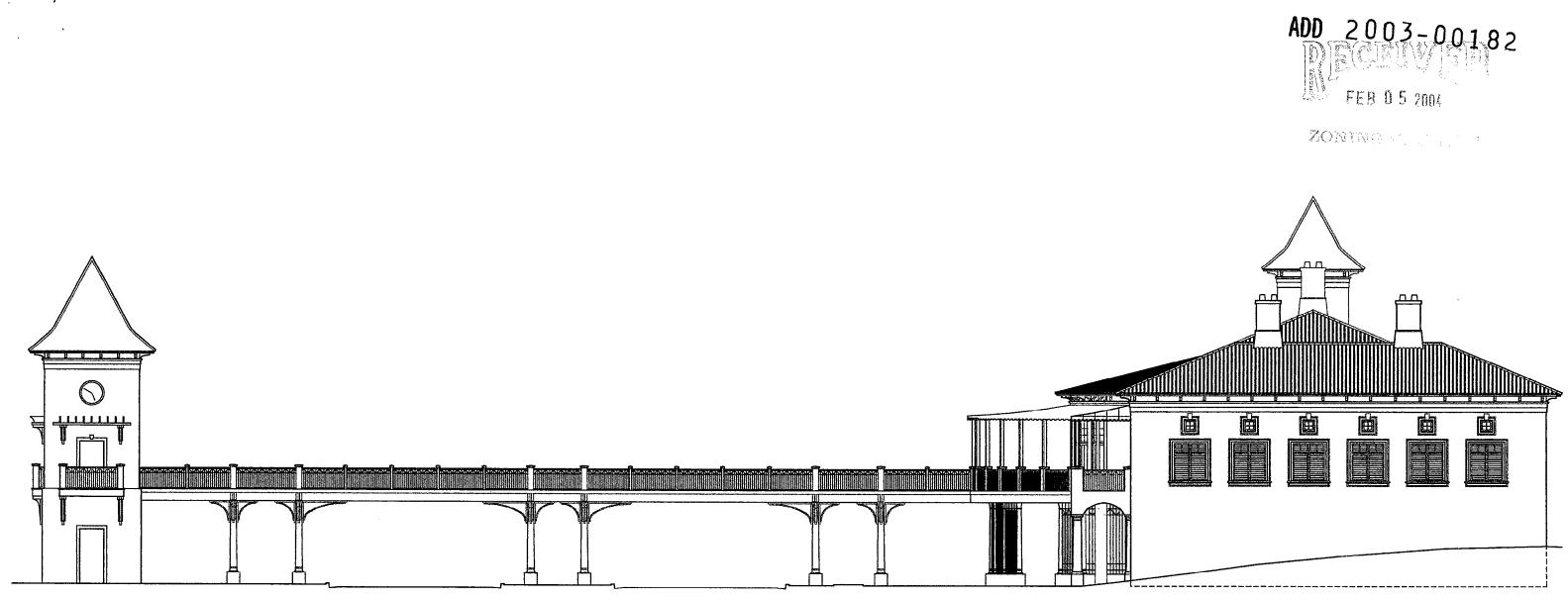
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FRONT ELEVATION







1 BRIDGE ELEVATION WITH CLUBHOUSE & TOWER

